

**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF VIRGINIA
BIG STONE GAP DIVISION**

UNITED STATES OF AMERICA) Criminal Case No. 2:13-cr-00002-1
v.)
)
STEPHEN ALEXANDER FRITZ,) ORDER
Petitioner.) By: Hon. Robert S. Ballou
) United States Magistrate Judge

This matter is before the court upon appointed counsel's motion to withdraw from representation. Stephen Alexander Fritz had filed a pro se motion to vacate, set aside, or correct sentence pursuant to 28 U. S. C. § 2255, and the court appointed the Federal Public Defender pursuant to Standing Order 2015-5 to help Petitioner identify any potential claim under Johnson v. United States, __ U.S. __, 135 S. Ct. 2551 (2015). The Federal Public Defender has since filed a notice that Petitioner's case is not affected by Johnson, he has nothing to add to Petitioner's pro se § 2255 motion, he will not be filing further pleadings in this matter, and he seeks permission to withdraw. Finding it appropriate to do so, counsel's motion to withdraw is **GRANTED**, and Petitioner shall continue to prosecute his pro se § 2255 motion.

It is so ORDERED.

Enter: June 21, 2016

1/ Robert S. Ballou

Robert S. Ballou
United States Magistrate Judge